

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 ALLANNA WARREN,

4 Plaintiff

5 v.

6 WALKER JOHN & DEBRA TRUST, et al.,

7 Defendants

Case No.: 2:23-cv-01504-APG-EJY

**Order Accepting Report and
Recommendation and Closing Case**

[ECF No. 48]

8 On January 31, 2025, Magistrate Judge Youchah recommended that I dismiss plaintiff
9 Allanna Warren's claims under the First Amendment and 18 U.S.C. §§ 241, 249, and 1038 with
10 prejudice. ECF No. 48 at 4. Judge Youchah also recommended that I dismiss Warren's state law
11 defamation and false statement claims with prejudice to replead them in federal court, but
12 without prejudice to Warren pursuing those claims in state court. *Id.* at 5. Warren did not object.
13 Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28
14 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those portions
15 of the report or specified proposed findings to which objection is made"); *United States v.*
16 *Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the
17 magistrate judge's findings and recommendations de novo *if objection is made*, but not
18 otherwise" (emphasis in original)).

19 I THEREFORE ORDER that Magistrate Judge Youchah's report and recommendation
20 (ECF No. 48) is accepted. Plaintiff Allanna Warren's claims under the First Amendment and 18
21 U.S.C. §§ 241, 249, and 1038 are dismissed with prejudice. Warren's state law defamation and
22 false statement claims are dismissed with prejudice to replead them in federal court, but without
23 prejudice to Warren pursuing those claims in state court.

1 I FURTHER ORDER the clerk of court to close this case.

2 DATED this 20th day of February, 2025.

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6 ANDREW P. GORDON
7 CHIEF UNITED STATES DISTRICT JUDGE
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